



**SMITHFIELD TOWN COUNCIL
MEETING
SMITHFIELD TOWN HALL
TOWN COUNCIL CHAMBERS
64 FARNUM PIKE
TUESDAY, NOVEMBER 5, 2013
6:30 P.M.**



**6:30 – 7:00 Citizens Collation
(Coffee, Pastry and Refreshments)**

CLOSED SESSION

Motion to convene in closed session to review, consider, discuss and act upon the following matters pursuant to RI General Laws, Sec. 42-46-5(a)(5), Real Estate: Possible acquisition of property by the Town; and Sec. 42-46-5(a)(2), Litigation: Churchill & Banks litigation.

AGENDA

- I. Regular meeting called to order at 7:00 p.m.
- II. Prayer
- III. Salute to the Flag
- IV. Emergency evacuation and health notification
- V. Presentation: none
- VI. Minutes:
 - A. Move that the minutes of the October 22, 2013 Town Council Meeting open session be approved, as recorded.
 - B. Move that the minutes of the October 22, 2013 Town Council meeting closed session be approved, as recorded, and sealed.
- VII. Consider, discuss and act upon the following possible appointments:
 1. Smithfield Asset Management Commission with a term expiring April 2016:
 - Ryan Cuddy
 2. Smithfield Asset Management Commission with a term expiring April 2015:
 - Anthony Siravo

3. Town's Sealer of Weights and Measures with a two-year term, ending October 31, 2015:

- Leo E. Labrie

VIII. Public Hearings:

A. Consider scheduling a Public Hearing on December 3, 2013, to consider approving the Town of Smithfield's Capital Improvements Program Plan for Fiscal Years 2015 – 2020.

B. Conduct a public hearing for the annual renewal of the following Victualling Licenses to include renewal of the extended hours of operation, as listed, as applied, subject to compliance with all State regulations and local ordinances:

1. 7-Eleven Store #32614A d/b/a "7-Eleven", located at 970 Douglas Pike with hours of operation to be 24/7.
2. Coppage Management, Inc. d/b/a "Dunkin' Donuts", located at 970 Douglas Pike, with the hours of operation to be Monday through Sunday, 4:30 a.m. to 2:00 a.m.
3. Cumberland Farms, Inc. d/b/a "Cumberland Farms #1251", located at 353 Waterman Avenue with the hours of operation to be Monday through Sunday, 5:00 a.m. to 12:00 a.m.
4. Ionian, Inc. d/b/a, "Dunkin' Donuts", located at 263 Putnam Pike, with hours of operation to be 24/7.
5. JMK Enterprises, Inc. d/b/a "Smithfield Mobil", located at 364 Putnam Pike, with the hours of operation to be 24/7.
6. KAC Foods, Inc. d/b/a "McDonald's", located at 445 Putnam Pike, with hours of operation to be Monday through Sunday, 4:30 a.m. to 2:00 a.m.
7. Marylou's News, Inc. d/b/a "Marylou's Coffee", located at 368 Putnam Pike, with the hours of operation to be Monday through Sunday, 4:30 a.m. to 2:00 a.m.
8. Smithfield Donuts, Inc. d/b/a "Dunkin' Donuts", located at 385 Putnam Pike, with the hours of operation to be, Monday through Sunday, to 4:30 a.m. to 2:00 a.m.
9. Smithfield Donuts, Inc. d/b/a "Dunkin' Donuts", located at 471 Putnam Pike, with the hours of operation to be 24/7.
10. Wedge Donuts, Inc. d/b/a "Dunkin Donuts", located at 151 Douglas Pike, with hours of operation to be Monday through Sunday of 4:30 a.m. to 2:00 a.m.

IX. Licenses and Permits:

A. Consider approving the annual renewal of fifty-five (55) Victualling Licenses, as listed, as applied, subject to compliance with all State regulations and local ordinances:

1. 44 Hersha Smithfield, LLC d/b/a "Hampton Inn & Suites", 945 Douglas Pike
2. 7-Eleven Store #32614A d/b/a "7-Eleven #32614A", 970 Douglas Pike
3. A & W of Rhode Island, Inc. d/b/a "A & W" 460 Putnam Pike
4. Apple Valley Kenco, Inc. d/b/a "Kentucky Fried Chicken/Taco Bell", 421 Putnam Pike
5. B & B Hospitality, Inc. d/b/a "All Seasons Inn & Suites", 355 George Washington Highway

6. Barnes & Noble Booksellers, Inc. d/b/a "Barnes & Noble #2082", 371 Putnam Pike, Suite 330
7. Bronson Foods, LLC d/b/a "Ronzio Pizza", 9 Cedar Swamp Road
8. Café Such A Bagel Too, Inc. d/b/a Café Such A Bagel Too", 285 George Washington Highway
9. CALM Enterprises, Inc. d/b/a "Del's of Smithfield", 115 Pleasant View Avenue
10. Colbea Enterprises, LLC d/b/a "Shell", 368 Putnam Pike
11. Compass Group d/b/a "Restaurant Associates at Citizens Bank", 910 Douglas Pike
12. Coppage Management, Inc. d/b/a "Dunkin' Donuts", 1150 Douglas Pike
13. Coppage Management, Inc. d/b/a "Dunkin' Donuts", 970 Douglas Pike
14. Cumberland Farms, Inc. d/b/a "Cumberland Farms #1251", 353 Waterman Avenue
15. Daniel Dumican d/b/a "Daily Catch Seafood of Smithfield", 9 Cedar Swamp Road
16. Dave's Fruitland, Inc. d/b/a "Dave's Marketplace of Smithfield", 4 Cedar Swamp Road
17. Dave's Marketplace of Smithfield, Inc. d/b/a "Dave's Marketplace", 371 Putnam Pike, Suite 590
18. Decadent Designs, Inc. d/b/a "Decadent Designs", 570 Putnam Pike, Suite 1
19. Excel Feeders, LLC d/b/a "Subway", 445 Putnam Pike
20. Global Montello Group, Corp. d/b/a "Fast Freddie's of Smithfield", 417 Putnam Pike
21. Hellas Donuts, Inc. d/b/a "Dunkin' Donuts", 446 Putnam Pike
22. Hess Corporation d/b/a "Hess #39206", 261 Putnam Pike
23. Howley Bread Group, LTD d/b/a "Panera Bakery Café", 371 Putnam Pike
24. Ionian, Inc. d/b/a "Dunkin' Donuts", 261 Putnam Pike
25. J's Delicatessen, Inc. d/b/a "J's Delicatessen", 285 George Washington Highway
26. Janco Central, Inc. d/b/a "Burger King #3765", 438 Putnam Pike
27. JMK Enterprises, Inc. d/b/a "Smithfield Mobil", 364 Putnam Pike
28. JPC Pizza, Inc. d/b/a "Ronzio Pizza", 1150 Douglas Pike
29. KAC Foods, Inc. d/b/a "McDonald's", 445 Putnam Pike
30. Kiwi Burst, LLC d/b/a "Kiwi Burst", 375 Putnam Pike, Unit 21
31. Maria Paloukas d/b/a "Papa's Roast Beef & Pizza", 314 Waterman Avenue
32. Marylou's News, Inc. d/b/a "Marylou's Coffee", 368 Putnam Pike
33. Newport Creamery, LLC d/b/a "Newport Creamery #12", 568 Putnam Pike
34. Papa Gino's, Inc. d/b/a "D'Angelo Sandwich Shop", 375 Putnam Pike
35. Papa Gino's, Inc. d/b/a "Papa Gino's", 400 Putnam Pike
36. Parker's Vinyl Creations, Ltd. d/b/a "Scoops", 265 Putnam Pike
37. Pat & Mike's Bagels, LLC d/b/a "Café Such A Bagel", 445 Putnam Pike, Unit 8
38. Popovo, LLC d/b/a "Athens Pizza House", 1 Austin Avenue
39. Powder Mill Creamery, Inc. d/b/a "Powder Mill Creamery", 777 Putnam Pike
40. Princes & Sons Pizza, Inc. d/b/a "Depetrillo's Pizza & Bakery", 105 Pleasant View Avenue
41. Quicket's, Inc. d/b/a "Quicket's", 285 George Washington Highway
42. Richie & Sherry Corp. d/b/a "Subway", 151 Douglas Pike
43. Rendezvous Café, LLC d/b/a "Rendezvous Café", 490 George Washington Highway
44. Smithfield Donuts, Inc. d/b/a "Dunkin' Donuts", 385 Putnam Pike
45. Smithfield Donuts, Inc. d/b/a "Dunkin' Donuts", 471 Putnam Pike
46. Smithfield Senior Center, 1 William J. Hawkins Jr. Trail
47. St. Philip Church, 622 Putnam Pike
48. Starbucks Corporation d/b/a "Starbucks Coffee #17343", 400 Putnam Pike
49. Target Corporation d/b/a "Target Store T-1404", 371 Putnam Pike
50. The Smithfield Coffee Company, LLC d/b/a "The Smithfield Coffee Company", 115 Pleasant View Avenue
51. The Stop & Shop Supermarket Company, LLC d/b/a "Stop & Shop Supermarket #705", 446 Putnam Pike
52. Theresa Anderson d/b/a "Karen's Kitchen", 347 Waterman Avenue

- 53. Wedge Donuts, Inc. d/b/a “Dunkin’ Donuts”, 151 Douglas Pike
- 54. WL Enterprises, Inc. d/b/a “Tin Tsin Restaurant”, 400K Putnam Pike
- 55. Yi Fang Chen d/b/a “Froyo Island”, 445 Putnam Pike, Unit 7

X. Old Business: none

XI. New Business:

- A. Consider authorizing an RFP for consultant services for sewer plan review, construction, inspection, and on-call engineering services.
- B. Consider, discuss, and act upon an amendment to the engineering construction service agreement with Wright Pierce for the Georgiaville Pond Dam.
- C. Consider, discuss, and act upon a bid award for the Georgiaville Pond Dam repair.
- D. Consider, discuss, and act upon a bid award for the upgrade and repair to the VHF Simulcast Radio Communication System.
- E. Consider, discuss, and act upon a bid award through the State Master Price List for replacement defibrillators for the Fire Department.
- F. Consider, discuss, and act upon the Mary Mowry House preservation project.
- G. Consider, discuss and act upon a request from the East Smithfield Water District for an easement on Town property.
- H. Consider, discuss and act upon a request from the Rhode Island Department of Transportation to utilize Town-owned property at the Route 7/116 interchange for winter operations.
- I. Consider, discuss and act upon a request for reimbursement by the School Department for capital expenditures as mandated by the Financial Town Meeting.

XII. Public Comment

XIII. Announce any closed session votes required to be disclosed pursuant to RI General Laws, Sec. 42-46-4.

XIV. Adjournment.

AGENDA POSTED: FRIDAY, NOVEMBER 1, 2013

The public is welcome to any meeting of the Town Council or its sub-committees. If communication assistance (readers/interpreters/captions) or any other accommodation to ensure equal participation is needed, please contact the Smithfield Town Manager’s office at 401-233-1010 at least forty-eight (48) hours prior to the meeting.